

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES (Large Entity)**

Docket No.  
98-375-C

In Re Application Of:

Parula Mehta et al

Application No.

09/701,979

Filing Date

02/12/01

Examiner

Zachariah Lucas

Customer No.

20306

Group Art Unit

1648

Confirmation No.

1569

Invention:

Method for Staining Biological Specimens by Combining Unstable Reagents on a Microscopic Slide

COMMISSIONER FOR PATENTS:

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated July 27, 2004 finally rejecting Claim(s) 1, 2, 4-13

The fee for this Notice of Appeal is: \$340.00

- ☒ A check in the amount of the fee is enclosed.
- ☐ The Director has already been authorized to charge fees in this application to a Deposit Account.
- ☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-2490
- ☐ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

  
Signature

Dated: October 6, 2004

A. Blair Hughes  
McDonnell Boehnen Hulbert & Berghoff LLP  
300 S. Wacker Drive  
Chicago, IL 60606

10/13/2004 HHEKONEN 00000075 09701979

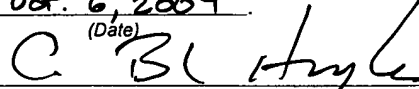
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340.00 DP

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

Oct. 6, 2004

(Date)



Signature of Person Mailing Correspondence

A. Blair Hughes

Typed or Printed Name of Person Mailing Correspondence

cc:



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Case No. 98,375-C)

In the Application of:

Mehta et al.

Serial No.: 09/701,979

Filed: February 12, 2001

For: METHOD FOR STAINING BIOLOGICAL  
SPECIMENS BY COMBINING UNSTABLE  
REAGENTS ON A MICROSCOPIC SLIDE

Group Art Unit: 1648

Examiner: Z. Lucas

TRANSMITTAL LETTER

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

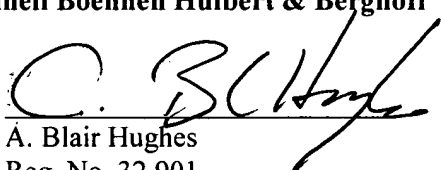
In regard to the above-identified application:

1. We are transmitting herewith the attached:
  - a. Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences
  - b. Return receipt postcard
2. With respect to additional fees:
  - a. Attached is a check in the amount of \$340.00
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR §1.8: The undersigned hereby certifies that this Transmittal Letter and the paper described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop AF, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 6th day of October, 2004.

Respectfully submitted,  
**McDonnell Boehnen Hulbert & Berghoff**

Date: October 6, 2004

By:

  
A. Blair Hughes  
Reg. No. 32,901